

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert MARTUZA *et al.*

Title: **REPLICATION-COMPETENT HERPES SIMPLEX VIRUS
MEDIATES DESTRUCTION OF NEOPLASTIC CELLS**

Appl. No.: 10/748,233

Filing Date: 12/31/2003

Examiner: Wu Cheng Winston Shen

Art Unit: 1632

Confirmation
Number: 7116

AMENDMENT AND REPLY UNDER 37 C.F.R. § 1.114

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Final Office Action dated August 18, 2008, concerning the above-referenced patent application. By virtue of the accompanying Petition for Extension of Time and payment of the prescribed fees, this response is timely filed on or before December 18, 2008. This response is part of the Request for Continued Examination submission.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 4 of this document.